

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Tamio Saito

Application No./Patent No.: 10/659,834 Filed/Issue Date: September 10, 2003

Entitled: **SECURE BIOMETRIC VERIFICATION OF IDENTITY**

IVI Smart Technologies, Inc., a Delaware corporation  
(Name of Assignee) (Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or  
2. ☐ an assignee of less than the entire right, title and interest.  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_%)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

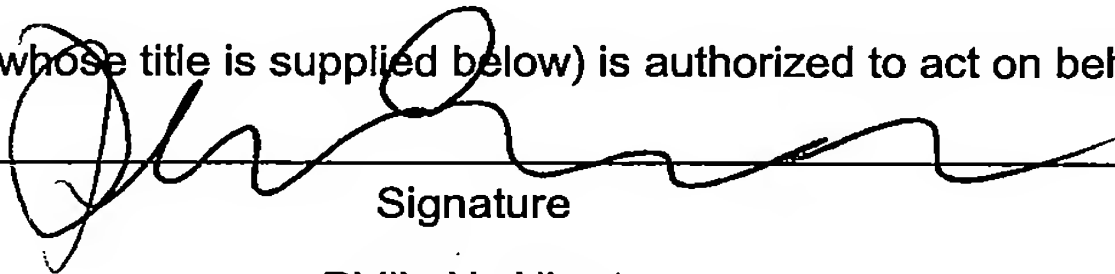
1. From: \_\_\_\_\_ To : \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To : \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To : \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature

Philip H. Albert

Printed or Typed Name

Attorney

Title

7/23/07

Date

(650) 326-2400

Telephone Number

ASSIGNMENT OF PATENT APPLICATIONS

WHEREAS, WE, **TAMIO SAITO**, a citizen of U.S.A., **WAYNE DRIZIN**, a citizen of U.S.A. and **TAKASHI AIDA**, a citizen of Japan (hereinafter referred to as "**ASSIGNORS**"), have invented certain inventions collectively entitled "**SECURE BIOMETRIC VERIFICATION OF IDENTITY**" for which applications for Letters Patent of the United States of America has been filed **September 10, 2003**, assigned **Serial No. 10/659,834**, claiming priority from or otherwise based in whole or in part on one or more of the following US provisional applications:

60/409,716 filed September 10, 2002 (docket number 7167-102P1),  
60/409,715 filed September 10, 2002 (docket number 7167-103P1),  
60/429,919 filed November 27, 2002 (docket number 7167-104P1),  
60/433,254 filed December 13, 2002 (docket number 7167-105P1), and  
60/484,692 filed July 3, 2003 (docket number 7167-106P1).

WHEREAS, **IVI SMART TECHNOLOGIES, INC.**, a corporation organized and existing under and by virtue of the laws of **DELAWARE** and having its place of business at **1810 Oakland Road, #F, San Jose, California 95131** (hereinafter referred to as "**ASSIGNEE**"), is desirous of acquiring the exclusive right, title and interest in, to and under said invention and in, to and under any Patent or similar legal protection to be obtained therefor in the United States of America, its territorial possessions and in any and all countries foreign thereto.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, **ASSIGNORS** hereby sell, assign, transfer and set over unto the said **ASSIGNEE**, its successors and assigns, the full and exclusive right, title and interest to said invention and to all Letters Patent or patent applications or similar legal protection, not only in the United States and its territorial possessions, but in all countries foreign thereto to be obtained for said invention by said applications, and to any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in the United States or a foreign country for the full term or terms for which the same may be granted, including all priority rights under the International Convention; and **ASSIGNORS** hereby authorize and request the United States Commissioner of Patents and Trademarks and any officials of foreign countries whose duty it is to issue

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patents or any legal equivalent thereof to said ASSIGNEE, its successors and assigns, in accordance with this Assignment.

ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Agreement;

ASSIGNORS further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNORS and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents in the United States or in any foreign country, which may be necessary or desirable to carry out the purposes thereof.

WITNESS my hand on 12-3-03.

By:  12-3-03  
Tamio SAITO

WITNESS my hand on \_\_\_\_\_.

By: \_\_\_\_\_  
Wayne DRIZIN

WITNESS my hand on 12-3-03.

By:   
Takashi AIDA

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WITNESS my hand on \_\_\_\_\_.

By: \_\_\_\_\_  
**Tamio SAITO**

WITNESS my hand on 1/29/04

By: \_\_\_\_\_  
**Wayne DRIZIN**

WITNESS my hand on \_\_\_\_\_.

By: \_\_\_\_\_  
**Takashi AIDA**

Subscribed and sworn to before me this 29th day of January, 2004.

25361379.1

**LaShon M Lassiter**  
Notary Public of District of Columbia  
My Commission Expires September 30, 2006

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**Notary Public**